



**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION I  
1 Congress Street  
Suite 1100 - SEL  
Boston, MA 02114-2023**

**June 4, 2009**

Wanda Santiago  
Regional Hearing Clerk  
U.S. Environmental Protection Agency - Region I  
One Congress Street  
Suite 1100, Mail Code RAA  
Boston, MA 02114-2023

BY HAND

Re: In the Matter of: Downeast Energy Corp., Docket No. CWA-01-2009-0054  
Public Notice and proposed Consent Agreement and Final Order

Dear Ms. Santiago,

Please find enclosed a partially-executed copy of a proposed Consent Agreement and Final Order (CAFO) that will simultaneously commence and settle the above-referenced action. Please note that the proposed CAFO has not yet been signed by the Regional Judicial Officer due to the public notice requirements of the Clean Water Act and the Consolidated Rules of Practice (40 C.F.R. Part 22).


This proposed CAFO is being filed in the event that you receive requests seeking copies of this document in response to a public notice scheduled to be posted on Region 1's web site. The notice announces a 30 day public comment period regarding the proposed CAFO which began on May 27, 2009. EPA will receive public comment on the proposed penalty in this action through June 25, 2009.

The original of the proposed CAFO will be maintained in my personal files until the public notice period expires. It is expected that an original, fully executed CAFO will be filed with your office no sooner than 10 days after the public notice period expires.

Also enclosed for filing is a copy of the public notice and a certificate of service.

Thank you for your attention to this matter.

Sincerely,

  
Jeffrey Kopf  
Senior Enforcement Counsel  
EPA, Region 1

Enclosure (Public Notice)

cc: Steve Hall, Downeast Energy Corp. (via email)